IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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C.W.P NO. 4354 OF 2005

Date of decision : September 14, 2006

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Sanjay Adlakha .....Petitioner

Vs.

State of Haryana & others .....Respondents

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CORAM: HON'BLE MR. JUSTICE VINEY MITTAL
HON'BLE MR. JUSTICE H.S BHALLA

Present: Mr. Arun Jain, Advocate for the petitioner(s).
Mr. Ajay Gulati, Assistant Advocate General, Haryana.
Mr. Manoj Sood, Advocate for respondent no.3.

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Viney Mittal, J. (Oral)

Mr. Manoj Sood, learned counsel appearing for the respondent-Corporation has informed the Court that in partial modification of the policy dated August 27, 1993, the State Government had taken a decision that the rate of composition charges for regularization of unauthorized constructions raised in zoning violation in the cases other than industrial use in Municiapl Corporation, Faridabad area was reduced from Rs. 750/- per sq. ft. to Rs.600/- per sq. ft vide a communication dated October 6, 1998 received from the State Government by the Municipal Corporation, Faridabad.

Sh. Arun Jain, learned counsel appearing for the petitioner, however, states that the aforesaid reduction is absolutely arbitrary and discriminatory and the petitioner wishes to challenge the same.

Learned counsel thus maintains that the present writ petition be dismissed a withdrawn with a liberty to the petitioner to file a fresh petition on the same cause of action by raising additional challenges.

Dismissed as withdrawn with the liberty as aforesaid.

However the interim protection granted to the petitioner vide order dated March 29, 2005 shall continue to operate for a period of 4 weeks from today.

Copy of the order be given dasti on payment of the usual charges.

(VINEY MITTAL)
JUDGE

September 14, 2006
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(H.S BHALLA)
JUDGE